

**WATER DISTRICT #31**  
**Dubois, Idaho**  
**CLARK AND JEFFERSON COUNTIES, IDAHO**  
**MINUTES OF THE ANNUAL MEETING OF MARCH 10, 2021**

The water users of Water District No. 31 met in the Clark County Annex Building, Dubois, Idaho, on Wednesday, March 10, 2021, at 1:00 p.m., as provided by Idaho Statutes for the purpose of electing a chairman and secretary, electing a Watermaster, adopting the 2021 budget, and any other business that may come before the District.

Those in attendance were Jim Hagenbarth, Keith Shulberg, Mitch Bitter, Thane Siddoway, Max Siddoway, Steve Shively, Joel Arbuckle, Dallas Furness (Chairman), Greg Shenton, Watermaster; Brett Murdock, Deputy Watermaster; and Laurie Small, Secretary.

Chairman, Dallas Furness, called the meeting to order at 1:07 p.m.

**ADOPTION OF AGENDA:**

**Mr. Furness entertained a motion to adopt the proposed agenda. Thane Siddoway moved that the proposed agenda be adopted as the order of business for this meeting. The motion was seconded by Steve Shively. Motion passed.**

1. Adoption of Agenda
2. Reading and Approval of Previous Year's Minutes
3. Nomination and Election of Chairman and Secretary
4. Report of Watermaster and Approval
5. Fix the Compensation of Watermaster and Deputy and Adoption of Budget
6. Election of Watermaster and Appointment of Deputy
7. Appointment of Advisory Board
8. Adoption of Resolutions
9. IDWR Report
10. Other Business
11. Set Date and Time of Next Year's Annual Meeting
12. Adjournment

**MINUTES:**

**Keith Shulberg made a motion to approve the 2020 minutes. Jim Hagenbarth seconded the motion. Motion passed**

**NOMINATION AND ELECTION OF CHAIRMAN AND SECRETARY:**

**Mr. Furness asked for nomination from the floor for Chairman and Secretary. Steve Shively moved that Dallas Furness continue as Chairman and Laurie Small as Secretary. Jim Hagenbarth seconded the motion. Nominations passed.**

**REPORT OF WATERMASTER:**

Watermaster Greg Shenton discussed the Watermaster's Report items as follows.

**2020 WATER YEAR**

The 2020 water delivery was at 110,702 A.F. up 1,395 A.F. from last year. A total of 15,405 A.F. of water was delivered in Clark County, and 95,297 A.F. of water was delivered in Jefferson County. The 2019 water delivery was at 109,307 A.F. for the water district. A total of 18,899 A.F. of water was delivered in Clark County, and 90,408 A.F. of water was delivered in Jefferson County.

### **STREAM FLOWS**

Beaver Creek flowed through Dubois until June 26<sup>th</sup>. Camas Creek reached Camas Wildlife Refuge July 19<sup>th</sup>. Camas Creek did keep a steady flow to Riverbend Ranch the rest of the irrigation season.

### **EARLY PUMPING**

It was determined that the Mud Lake be filled to six-and-a-half-foot level.

### **BEAVER**

There were some problems with beaver on upper Camas Creek this year. In the Kilgore area there has been some beaver activity in Ching Creek, and a mile above the Red Road Bridge.

### **MUD LAKE CONTENT**

Watermaster reported on the water levels in Mud Lake May 1, 2020 which was 31,100 A.F., November 1, 2020 which was 11,100 A.F., and March 1, 2021, which was 7,580 A.F.

### **CAMAS CREEK INFLOW INTO MUD LAKE**

For 2019 the inflow was 3,300 A.F. The 2020 inflow was 0 A.F.

### **2020 WATER USE OF MAJOR CANAL COMPANIES**

Mud Lake Water Users used a total of 65,144 A.F., applying 2.97 A.F. per acre, while the Independent Water Users used 7,992 A.F. applying 1.94 A.F. per acre. 2020 average use in the Mud Lake area 2.81 A.F. per acre. From 1992 to 2020 the average is 2.81 A.F. per acre. The high was in 1992 of 3.31 and the low was in 2009 of 2.26.

### **SNOW REPORT - MARCH 1, 2020**

The Camp Creek measurements show a snow depth of 31.7" with water content at 7.4". Kilgore measurements show a snow depth of 34.4" with water content at 8.7". Lake View Ridge measurements show snow depth of 24" with water content at 6". The Crab Creek measurements show a snow depth of 35" with water content at 8.4". The Camp Creek snow course is at 97% of normal, the Kilgore course is 92% of normal, the Lake View Ridge course is at 71% of normal, the Crab Creek course is at 76%. The average of all 4 sites is 84% of normal. Cloud seeding was discussed. Let it Snow has 25 manual generators and Idaho Power has 25 remote generators. Idaho Power also does aerial applications. Cloud seeding was down 60% due to lack of weather systems and patterns.

### **2020 BUDGET REVIEW AND 2021 BUDGET PROPOSAL:**

Watermaster, Greg Shenton, reviewed the 2020 budget and expenses, explaining the expenditures.

Budget	2021 Proposed Budget	2021 Adopted Budget
Miscellaneous Expenses	\$48,400.00	\$48,440.00
Channel & Legal	\$1000.00	\$1000.00
Secretary	\$580.00	\$580.00
Office Rent	\$2000.00	\$2000.00
Total	\$51,980.00	\$51,980.00
Watermaster Salary	\$38,410.00	\$38,410.00
Deputy Salary	\$29,110.00	\$29,110.00
Total	\$67,520.00	\$67,520.00
Watermaster Mileage	\$17,500.00	\$17,500.00
Deputy Mileage	\$15,000.00	\$15,000.00
2020 Budget	\$152,000.00	\$152,000.00
2021 Budget	\$152,000.00	\$152,000.00
Increase	\$0.00	\$0.00
2021 Budget	\$152,000.00	\$152,000.00
Less 2020 carry over	\$5345.25	Carry over will be added to mileage
Amount to be assessed	\$146,654.75	\$152,000.00

Steve Shively made a motion to put the carry over of \$5345.25 towards the Watermaster and Deputy Watermaster's mileage and assess the water users \$152,000.00. Keith Shulberg seconded the motion. Motion passed.

#### **APPROVAL OF WATERMASTER'S REPORT & ADOPTION OF BUDGET:**

Keith Shulberg made a motion to approve the Watermaster's Report. Steve Shively seconded the motion. Motion passed.

Jim Hagenbarth motioned to approve the budget. Thayne Siddoway seconded the motion. Motion passed.

#### **ELECTION OF WATERMASTER AND DEPUTY WATERMASTER:**

The Chairman called for nominations from the floor for Watermaster and Deputy Watermaster. Steve Shively moved to retain Greg Shenton as Watermaster and Brett Murdock as Deputy Watermaster. Keith Shulberg seconded the motion. Nomination passed.

#### **APPOINTMENT OF ADVISORY BOARD:**

The Chairman appointed the following to the Advisory Board: Dallas Furness as Chairman, Jim Hagenbarth, Valeria Maxwell, Andy Dobson, Keith Shulberg, and McCoy Ward. Keith Shulberg moved to approve the appointment of the Advisory Board. Thayne Siddoway seconded the motion. Motion passed.

## **RESOLUTIONS**

**The Chairman called for a motion to adopt the following resolutions.**

### **High Water at Mud Lake**

Be it hereby resolved, that the Watermaster be authorized to determine when diversion is needed and to divert any high water. That such water be considered stored in the aquifer, with rights to the water being retained by the district. Diversion of said waters would be by diverting at the Lone Tree Diversion pumping through the diversion canal at the Mud Lake Water Users.

### **Collection of Water Assessments**

Be it hereby resolved, that no ditch, canal co., or other water user shall have the right to demand and receive water, and the Watermaster shall not deliver such water, until full payment is made. Said payment becomes due April 1, and becomes delinquent April 15, and if not paid by April 15, shall bear interest from the date of April 1, until paid at the rate of 8% per annum.

Be it further resolved that government agencies be exempt from the above provisions to the extent necessary for them to comply with payments according to the provisions of Federal law, and that the Watermaster of District 31, be authorized to enter into contract with said agencies of the United States for payment of assessment as provided in the budget.

### **Mud Lake Water Users**

Be it hereby resolved, that any water user that completes the water year with a negative balance on the Mud Lake balance sheet shall have that negative balance carried forward to the April draft column on the balance sheet of the following year, and said negative balance shall be charged to the Mud Lake allotment of said following year, as set forth in part 5, paragraph 4 of the Mud Lake Decree.

### **District Billings and Collections**

Be it hereby resolved, that the Clark County Auditor make up a roll of all Water District 31 users to include all of Clark and Jefferson County users. Be it further resolved that the Clark County Treasurer mail out said billings and make collections of all Water District 31 Water Users to include all Jefferson County Water Users in said Water District 31 boundaries.

Be it further resolved that the Clark County Treasurer also make all payments and disbursements owed by Water District 31, which are presented through the proper claims procedures which are common to other Clark County practices.

**Jim Hagenbarth moved to add the following provision to the resolutions:**

### **REGARDING OBSTRUCTIONS IN CHANNELS**

No dam or other obstruction to the natural flow of Camas Creek or its tributaries shall be maintained so as to divert water from the channel of the stream, except through ditches, canals or other works provided with head gates, control works and measuring devices. Holders of water rights that were previously decreed in *Suave v. Abbott* to divert water from Camas Creek or any of its tributaries, their successors, agents, servants and employees are hereby perpetually enjoined and restrained from maintaining in any stream or slough, or permitting to exist within such stream or slough where the same traverses their respective lands, or any land owned or controlled by them, any obstruction to the flow of water, except in connection with the diversions of water through head

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gates equipped with measuring devices. In the case any water right holder shall fail to remove any obstruction from the channel of Camas Creek or any of its tributaries within 7 days after receiving notice from the watermaster, who has determined that the obstruction interferes with water delivery, the watermaster may authorize a water user to remove such obstruction in accordance with applicable federal and state laws and regulations. The expense thereof shall be the responsibility of the water right holder requesting the removal.

**Thayne Siddoway seconded the motion. Motion passed.**

**ADOPT RESOLUTIONS:**

**Steve Shively made a motion to adopt the resolutions with additional provision. Keith Shulberg seconded the motion. Motion passed.**

**IDWR REPORT:**

The IDWR was not represented and there was not at report.

**OTHER BUSINESS:**

Discussion included:

Snake River to Mudlake pipeline.

Kilgore gold mine exploration.

Bear Claw Study


**MEETING TIME:**

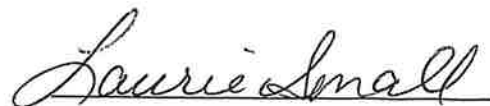
**Keith Shulberg made the motion to have the next meeting on March 10, 2021 at 1:00 p.m., at the Clark County Annex Building in Dubois, Idaho. Thayne Siddoway seconded the motion. Motion passed.**

**ADJOURNMENT:**

**Thayne Siddoway moved to adjourn the meeting at 2:20 p.m.**

**ATTEST:**

  
Dallas Furness  
Chairman

  
Laurie Small  
Secretary



# ROSTER OF ATTENDANCE

20 21 ANNUAL MEETING

WATER DISTRICT NO. 31

ANNUAL MEETING

WATER DISTRICT AREA Beaver, Camas Creek,  
mudlake

Date 3/10/21 Time 1:00 am/pm

Location Annex Building

Address 332 W. Main Street  
Dubois, ID

NAME	ADDRESS	REPRESENTING
<u>Greg Sheaton</u>		<u>Water Dist 31</u>
<u>Jimi Hagenbath</u>	<u>Dillon, MT</u>	<u>Self</u>
<u>Dallas Furness</u>	<u>Terreton, ID</u>	<u>Self</u>
<u>Brett Munk</u>		
<u>Kurt Shaldy</u>	<u>Homer</u>	<u>Indepent</u>
<u>Mitch Bitter</u>	<u>Terreton, ID</u>	
<u>Thane Siddoway</u>	<u>Rexburg, Id.</u>	<u>Self</u>
<u>Max Siddoway</u>	<u>Teton ID</u>	<u>Self</u>
<u>Steve Shively</u>	<u>Terreton, ID</u>	<u>MLWU</u>
<u>Joel Arbuckle</u>	<u>Dillon/Dubois</u>	<u>Natural Guardian</u>